

THE HONORABLE FRED VAN SICKLE

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

In re METROPOLITAN SECURITIES
LITIGATION

NO. CV-04-025 FVS

CLASS ACTION

THIS DOCUMENT RELATES TO:
ALL ACTIONS

**PLAINTIFFS' MOTION TO EXCLUDE
DEFENDANTS' EXPERT LARRY Y.
DANN**

**HEARING DATE: December 17,
2009**

Time: 9:00 a.m.

WITH ORAL ARGUMENT

Plaintiffs hereby move to exclude the testimony of Defendants' expert
Larry Y. Dann. This motion is based on the Memorandum in Support of

Pltfs' Motion to Exclude Dann - 1 of 3
(CV-04-025-FVS)
[1451949 v1.doc]

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1 Plaintiffs' Motion and the Declaration of Kenneth G. Kieffer, and the records
2 and files herein.

3 Dated this 2nd day of October, 2009.

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5 GORDON THOMAS HONEYWELL LLP

6 By s/ Bradley B. Jones

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26 Pltfs' Motion to Exclude Dann - 2 of 3

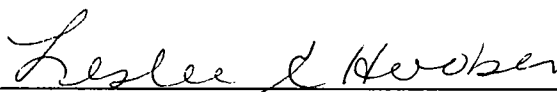
(CV-04-025-FVS)

[1451949 v1.doc]

CERTIFICATE OF SERVICE

I hereby certify that on October 2, 2009 I electronically filed the following pleading with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record on the CM/ECF system for this litigation:

**PLAINTIFFS' MOTION TO EXCLUDE DEFENDANTS'
EXPERT, LARRY Y. DANN**



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PROPOSED ORDER

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NO. CV-04-025 FVS

CLASS ACTION

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ALL ACTIONS

ORDER GRANTING PLAINTIFFS'
MOTION TO EXCLUDE DEFENDANTS'
EXPERT LARRY Y. DANN

(PROPOSED)

THIS MATTER having come before the Court on Plaintiffs' Motion to Exclude Defendants' Expert Larry Y Dann; the Court having reviewed the Motion and all supporting pleadings, all opposing documents and having heard oral argument, hereby ORDERS that Defendants' expert, Larry Y.

ORDER GRANTING PLTFS' MOTION TO EXCLUDE
DANN - 1 of 2

(CV-04-025-FVS)
[1451916 v2.doc]

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1 Dann, shall be and hereby is excluded from the evidence to be presented in
2 this case and is barred from testifying in this matter.

3 DONE IN OPEN COURT this ____ day of _____, 2009.
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8 _____
9 JUDGE FRED VAN SICKLE
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ORDER GRANTING PLTFS' MOTION TO EXCLUDE
DANN - 2 of 2

(CV-04-025-FVS)
[1451916 v2.doc]

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